

AMENDED IN ASSEMBLY APRIL 27, 2010

AMENDED IN ASSEMBLY APRIL 13, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

## ASSEMBLY BILL

**No. 2221**

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**Introduced by Assembly Member Beall**

February 18, 2010

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An act to amend Section 11834.02 of the Health and Safety Code, relating to alcoholism or drug abuse treatment.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2221, as amended, Beall. Substance abuse: treatment facilities.

Existing law provides for the licensure, certification, and regulation of alcoholism or drug use recovery or treatment facilities serving adults, administered by the State Department of Alcohol and Drug Programs. These facilities are defined to mean any premises, place, or building that provides 24-hour residential nonmedical services to adults who are recovering from problems related to alcohol, drug, or alcohol and drug misuse or abuse, and who need alcohol, drug, or alcohol and drug recovery treatment or detoxification services.

This bill would revise the above-described definition to also include any premises, place, or building that provides a program, accredited by a nationally recognized accrediting organization, that uses a multidisciplinary team, as specified, to provide *limited* medical services within a residential facility that do not require a health facility license, to adults who are recovering from problems related to alcohol, drug, or alcohol and drug misuse or abuse and who need alcohol, drug, or alcohol and drug recovery treatment or detoxification services.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 11834.02 of the Health and Safety Code  
2     is amended to read:  
3     11834.02. (a) As used in this chapter, “alcoholism or drug  
4     abuse recovery or treatment facility” or “facility” means any  
5     premises, place, or building that provides 24-hour residential  
6     nonmedical services to adults who are recovering from problems  
7     related to alcohol, drug, or alcohol and drug misuse or abuse, and  
8     who need alcohol, drug, or alcohol and drug recovery treatment  
9     or detoxification services. As used in this chapter, “alcoholism or  
10    drug abuse recovery or treatment facility” or “facility” also means  
11    any premises, place, or building that provides a program, accredited  
12    by a nationally recognized accrediting organization, that uses a  
13    multidisciplinary ~~team, including~~ *team, including* a physician and  
14    surgeon when available, to provide medical services within a  
15    residential facility, *limited to routine services within the scope of*  
16    *practice of an addiction medicine specialist* that do not require a  
17    health facility license, to adults who are recovering from problems  
18    related to alcohol, drug, or alcohol and drug misuse or abuse and  
19    who need alcohol, drug, or alcohol and drug recovery treatment  
20    or detoxification services.  
21    (b) As used in this chapter, “adults” include, but are not limited  
22    to, all of the following:  
23    (1) Mothers over 18 years of age and their children.  
24    (2) Emancipated minors, which may include, but are not limited  
25    to, mothers under 18 years of age and their children.  
26    (c) As used in this chapter, “emancipated minors” means persons  
27    under 18 years of age who have acquired emancipation status  
28    pursuant to Section 7002 of the Family Code.  
29    (d) Notwithstanding subdivision (a), an alcoholism or drug  
30    abuse recovery or treatment facility may serve adolescents upon  
31    the issuance of a waiver granted by the department pursuant to  
32    regulations adopted under subdivision (c) of Section 11834.50.

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